

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1214 - SB 1165

March 28, 2022

**SUMMARY OF BILL AS AMENDED (016556):** Removes criminal exposure to human immunodeficiency virus (HIV) from the list of violent sexual offenses that require an offender to register with the sexual offender registry (SOR). Authorizes an offender convicted of the offense of criminal exposure of another to HIV for an offense committed prior to July 1, 2022, to file a request with the Tennessee Bureau of Investigation (TBI) for termination of registration from the SOR.

**FISCAL IMPACT OF BILL AS AMENDED:**

**NOT SIGNIFICANT**

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 39-13-109, a person commits the offense of criminal exposure of another to HIV, when, knowing that the person is infected with HIV, the person knowingly:
  - Engages in intimate contact with another;
  - Transfers, donates, or provides blood, tissue, semen, organs, or other potentially infectious body fluids or parts for transfusion, transplantation, insemination, or other administration to another in any manner that presents a significant risk of HIV transmission; or
  - Dispenses, delivers, exchanges, sells, or in any other way transfers to another any nonsterile intravenous or intramuscular drug paraphernalia.
- Pursuant to Tenn. Code Ann. § 39-13-109(e)(1)-(2), criminal exposure on another to HIV is a Class C felony offense. Based on information provided by the TBI, there will not be a sufficient change in the number of requests for SOR termination; therefore, any fiscal impact to the TBI is estimated to be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

Krista Lee Carsner, Executive Director

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